

106TH CONGRESS
2D SESSION

H. R. 4637

To provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition by the Secretary of the Interior of environmentally sensitive lands in the State of Nevada.

IN THE HOUSE OF REPRESENTATIVES

JUNE 12, 2000

Mr. GIBBONS introduced the following bill; which was referred to the
Committee on Resources

A BILL

To provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition by the Secretary of the Interior of environmentally sensitive lands in the State of Nevada.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Summerlin Land Ex-
5 change Act of 2000”.

6 **SEC. 2. EXCHANGE OF LANDS AND MINERAL INTERESTS.**

7 (a) CONVEYANCE BY UNITED STATES.—

1 (1) IN GENERAL.—Subject to subsections (b),
2 (c), and (d) and notwithstanding any other provision
3 of law, not later than 90 days after the final deter-
4 mination of lands and interests subject to exchange
5 under this section, the Secretary of the Interior shall
6 convey to the Howard Hughes Corporation, subject
7 to any valid existing rights and in exchange for
8 lands and interest conveyed by the Corporation in
9 accordance with subsection (b), all right, title, and
10 interest of the United States in and to approxi-
11 mately 690 acres of Federal lands in the State of
12 Nevada that are—

13 (A) depicted on the map entitled
14 “Summerlin Land Exchange, Exhibit A” and
15 dated April 18, 1996;

16 (B) more particularly described as those
17 lands that lie in the bajada between Summerlin
18 and the base of the ridge of hills east of Blue
19 Diamond Ridge to include the small valley at
20 the base of Blue Mountain Ridge; and

21 (C) having the specific land coordinates of
22 Sections 14, 15, 16, 17, 20, 29, and 32 on the
23 map referred to in subparagraph (A).

24 The Secretary shall make the map referred to in
25 subparagraph (A) available for public inspection in

1 the offices of the Director of the Las Vegas District
2 of the Bureau of Land Management.

3 (2) DETERMINATION OF LANDS AND INTER-
4 ESTS.—The Secretary shall determine the Federal
5 lands and interests that are subject to exchange
6 under this section not later than 90 days after the
7 date of enactment of this Act.

8 (b) OFFER AND ACCEPTANCE.—The Secretary shall
9 make the conveyance to the Corporation under subsection
10 (a) only if the Corporation conveys to the United States
11 all right, title, and interest of the Corporation in and to
12 approximately 720 acres in the State of Nevada that are—

13 (1) depicted on a map entitled “Summerlin
14 Land Exchange, Exhibit A” and dated April 18,
15 1996; and

16 (2) more particularly described as those lands
17 that lie along the specific land coordinates ref-
18 erenced as portions of Sections 26 and 36 on the
19 map referred to in paragraph (1).

20 The Secretary shall make that map available for public
21 inspection in the offices of the Director of the Las Vegas
22 District of the Bureau of Land Management.

23 (c) EQUALIZATION PAYMENTS.—

24 (1) IN GENERAL.—If the fair market values of
25 lands and interests exchanged under this section are

1 not equal, the Secretary shall ensure that they are
2 equalized by the payment of money to the Secretary
3 or to the Corporation as appropriate in accordance
4 with section 206(b) of the Federal Land Policy and
5 Management Act of 1976 (43 U.S.C. 1716(b)).

6 (2) VALUATION.—The value of lands and inter-
7 ests shall be determined for purposes of this
8 section—

9 (A) utilizing nationally recognized ap-
10 praisal standards;

11 (B) in accordance with section 206(b) of
12 the Federal Land Policy and Management Act
13 of 1976 (43 U.S.C. 1716(b)); and

14 (C) without regard to the presence of any
15 species listed as threatened species or endan-
16 gered species under the Endangered Species
17 Act of 1973 (16 U.S.C. 1531 et seq.).

18 (d) PAYMENTS TO STATE AND LOCAL GOVERN-
19 MENT.—

20 (1) IN GENERAL.—The Secretary shall require,
21 as a term of any conveyance under this section, that
22 the Corporation shall make direct payments to the
23 State of Nevada and the Southern Nevada Water
24 Authority in accordance with paragraph (2). Such
25 payments shall be considered to be a cost incurred

1 by the Corporation and shall be compensated by the
2 Secretary.

3 (2) AMOUNT OF PAYMENT.—

4 (A) PAYMENT TO STATE.—The amount
5 paid by the Corporation to the State of Nevada
6 shall be equal to 5 percent of the fair market
7 value of the Federal lands conveyed by the
8 United States under this section (as determined
9 under subsection (c)(2)), and shall be used by
10 the States only in the general education pro-
11 gram of the State.

12 (B) PAYMENT TO AUTHORITY.—The
13 amount paid by the Corporation to the South-
14 ern Nevada Water Authority shall be equal to
15 10 percent of the fair market value of the Fed-
16 eral lands conveyed by the United States under
17 this section (as determined under subsection
18 (c)(2)), and shall be used by the Authority only
19 for water treatment and transmission facility
20 infrastructure in Clark County, Nevada.

21 (e) ADJUSTMENTS TO MAPS.—The Secretary may
22 make such minor corrections in the maps referred to in
23 this section as may be agreed upon by the Secretary and
24 the Corporation, after the Secretary notifies the Com-
25 mittee on Energy and Natural Resources of the Senate

1 and the Committee on Resources of the House of Rep-
2 resentatives of any such minor corrections.

3 (f) ADMINISTRATION OF LANDS.—

4 (1) CANCELLATION.—If, before the exchange
5 has been carried out pursuant to subsections (a) and
6 (b), the Corporation provides written notification to
7 the Secretary that the Corporation no longer intends
8 to complete the exchange, the status of the lands
9 and interests otherwise subject to the exchange shall
10 revert to the status of such lands and interests as
11 of the day before the date of enactment of this Act,
12 and the lands and interests shall be managed in ac-
13 cordance with applicable law and management plans.

14 (2) ADMINISTRATION OF LANDS ACQUIRED BY
15 THE UNITED STATES.—On acceptance of title by the
16 United States, all land and interests acquired by the
17 United States under this section that are located
18 within the boundaries of a unit of the National For-
19 est System, National Park System, National Wildlife
20 Refuge System, National Wild and Scenic Rivers
21 System, National Trails System, National Wilder-
22 ness Preservation System, or any other system es-
23 tablished by an Act of Congress, or within the
24 boundaries of any national conservation area or na-

1 tional recreation area established by an Act of
2 Congress—

3 (A) shall become part of the unit or area
4 without further administrative or legislative ac-
5 tion; and

6 (B) shall be managed in accordance with
7 all laws, regulations, and land use plans appli-
8 cable to the unit or area.

9 (g) DEFINITIONS.—As used in this section:

10 (1) CORPORATION.—The term “Corporation”
11 means the Howard Hughes Corporation, an affiliate
12 of the Rouse Company (both corporate entities
13 under the laws of the State of Nevada).

14 (2) SECRETARY.—The term “Secretary” means
15 the Secretary of the Interior.

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